Number 2123.

WASHINGTON, MONDAY, MAY 19, 1902.

Price One Cent.

HOUSE NEARING VOTE ON THE NAVY BILL

Adoption of the Measure, After Slight Amendment, Expected This Afternoon.

at Government Navy Yards-Annapolis Cadet Clause Stricken Out-Points of Order Raised.

der by Mr. Underwood.

Amendments to the Measure.

When the House went into the Committee of the Whole to resume consideration of the naval appropriation bill a point of order was raised by Mr. Underwood (Dem., Ala.) against a provision in the bill for the appointment of 500 additional cadets at the Naval Academy.

Mr. Underwood said that the Naval Committee had no right to introduce in the bill such a provision.

the age limit, to retire at a grade higher than the one he held at the time of re-

Mr. Roberts' Amendment.

the Naval Committee, offered an amendgunboat in Government yards, and appro-

MEGRO IS EMOTIONAL, BUT NOT RELIGIOUS

Presbyterian Assembly Dis- Mr. Teller Intimates No Adcusses Mission Work.

DR. M'GONNIGLE'S EXPERIENCE

Colored Brother Hears of Sulphurous Hell Interesting Hint Dropped by Colorado on Sunday and Follows His Natural Bent on Week Days-Church Supported by Politics and Excursions.

NEW YORK, May 19 .- Home missions with special reference to the work among terian Church, which is now in confer-

ence in this city. The report of the Freedman's committee was read at the opening of the session fore the Cuban bill became a law. this morning by Rev. S. A. Martin. It showed that 17.000 negro children were being educated in the South by the Presbyterian church and 18,000 children were appeal for more funds, which were at keep Congress in session till August. present inadequate for the work.

Evangelists Not Effective. Rev. Dr. McGonnigle, of Florida, made impassioned address on the condition the negro in the South. He said the negro was emotional but not religious and of labor, is the provision, that of the six that only the Catholic and Presbyterian churches were doing any real work of Evangelists, he said, would preach navy yards, and all of them may be, if on Sunday of the sulphurous hell, but during the week the negro returned to his the Secretary of the Navy shall so deways of sin, again permitting his sex passion and gaming spirit to run riot. He first-class battleships of 16,000 tons; two said that the church was only supported The Chair sustained the point of order first-class armored cruisers of 14,500 tons. by politics and money raised by excur-

COLLECTION OF RELIEF FUNDS SUSPENDED

President Issues a Notice Relative to Subscriptions.

Money and Provisions Already Given Sorely Needed, But May Be Ample for Volcano Sufferers.

The people of the United States have esponded so generously to the appeal for aid of the inhabitants of the volcanostricken West Indies that the President has decided to discontinue for the present at least the collection of relief funds.

The gentlemen appointed in various ities to receive the money contributed for the sufferers are requested to govern themselves by the following statement, ssued from the White House today:

"On Saturday, immediately after reeiving Consul Ayme's dispatch, the President directed the Secretaries of War and of the Navy to inquire and to report as o the true conditions of affairs in Marinique and St. Vincent. These reports vill be made public as soon as received. deemed best that the receipt of sub-

criptions be suspended." Consul S. A. Macallister, at Barbados, TWO NEW BRIGADIERS sends the following cable to the State Department:

"Sixteen hundred deaths at St. Vincent; 4,000 destitute. Immediate wants supplied. Aid neded for six months. This is The Navy Department has received the

following cablegram from Captain Mc-Lean, of the Cincinnati:
"Fort de France, May 19. "Water barges not needed. Ashes and volcanic dust falling thickly here. Now

ike thick fog. Decks covered. "McLEAN." holding that his conviction was illegal. Warden McClough, under instruction

FOR VOLCANO SUFFERERS.

Local Contributions Pass the Three-Thousand-Dollar Mark.

nard T. Janney, \$5; Mrs. E. L. Pelouze,

Contributions received by Mr. Charles C. Glover, treasurer of the local committee in aid of the Martinique sufferers, fol-Previously acknowledged, \$2,846.50; Ber-

GEN. BRAGG BECOMES

of His New Post.

nated for consul general at Havana, con

ferred with the President today. Regard-

ing his assumption of his new duties,

General Bragg, who is small, gray-hair-

ed and gray-bearded, but alert, was most

He was asked when he would go to Ha-

vana. The interrogation prompted him

"A-a-a-h," he said with a motion of

his hand evidently intended to wave away

the question. Further questions elicited no information on the topic.

ese islands in his official capacity, bu

succeeded him in the Philippines.

mysterious.

to half-close his eyes.

judgment of the circuit court releasing \$5; James Godwin, Fincastle, Va., \$5; J. him on such a writ was right and is there-P., \$1; Friend, \$5; Prof. Kelly Miller, fore affirmed." Bernard R. Green, \$10; Mrs. Mary E. Soper, \$25; C. H. G., \$1; cash, \$10; Woodward & Lothrop, \$100; "Booth," \$1; J. C. B. Davis, \$25; R. H. Harkness, \$1; Mrs. A. Solger, \$2. Total to date, \$3,043.50.

CAPTAIN B. S. NEUMANN OUT OF MARINE CORPS

Dishonorable Discharge from Will Not Discuss the Affairs the Service His Lot.

officers, falsehood, and conduct prejudicial to the service.

On each charge he was found guilty, it being shown that he had been irregular cealed his books as such treasurer.

Neumann was ninth from the top in the list of captains. He was a native of New Jersey, and appointed from that State to the service July 1, 1891. The sentence is indorsed by Secretary Moody and confirmed by the President.

Supplies for Volcano Sufferers. Demarara.

CONGRESS MAY HAVE

journment Till August.

CUBAN BILL TO CAUSE DELAY

Senator at Sugar Investigation-Witnesses Make Statements Contradicting Previous Testimony.

Senator Teller today served notice of enator Platt of Connecticut, chairman of the colored race in the South was the the Senate Committee on Relations with One Man, Who Was Blown Out of Ensubject of discussion of today's meeting Cuba, that there would be a very long de of the General Assembly of the Fresby- bate on the Cuban reciprocity bill after it was introduced in the Senate-so long that importers could order sugars from Java and still land them in New York be

As it takes at least sixty days for cargo to come from Java to the United States Senator Teller's statement amounts practically to a threat that a filibuster being cared for. Dr. Conway, secretary will be inaugurated in the Senate to preof the Board of Home Missions, made an | vent a vote on the Cuban bill which might

George R. Mosle, who was referred to n the testimony of Mr. Bryson as the man who held the mortgages on the Senado and Congresso plantations in Cuba, was the witness before the Senate com mittee this morning. Mr. Bryson had testified that the real owners of these plantations were the Sanchez Brothers, who held the land, and Mr. Havemeyer who advanced the money for the machin ery and the improvements, and that the Mosle Bros., of New York, were merel;

Mr. Bryson's Mistake.

Senator Platt read this testimony to Mr. Mosle and asked him whether it was rue. The witness said it was not. It was afterward developed that Mr. Bryson had confounded the Sanchez Bros., who own a small plantation in Santiago provnce, with the Mr. Sanchez who owns the enado and the Congresso plantations.

Witness said that ever since Januar, his firm had paid duty on all Cuban sugars, under protest, in order to be in a position to secure for its clients any reduction that might be made by Con

Moved by President's Message.

Replying to questions by Senator Teler, Mr. Mosle said the Cubana had been enabled to obtain the necessary advances f money largely through the sending of the President's messages to Congress urging reciprocal commercial relations be tween the United States and Cuba and by the remmenda lans of the Secretary of War to the same end.

He did not know that the United States was actually under moral obligation to reduce the duty on Cuban products, but it was the universal belief in Cuba that the adoption of the Platt amendment by the Cuban constitutional assembly would lead to favorable commercial agreements with the United States. Otherwise the Platt amendment would not have been adopted.

John Parr, of New York, dealer in De marara and other British West Indian sugars, contradicted the assertion of Leavitt, of the Leavitt Beet All supplies and money hitherto sub-scribed have been urgently needed, but sugar Company, that Cuban sugars did not get the benefit of the countervailing until further information is received it is duty, and produced copies of contracts to

CREATED BY PRESIDENT

Advanced by Retirements.

Cols. William F. Spurgin and Abram A. Harbach were today nominated as briga-dier generals by the President to fill the Brigadier Generals Auman and Snyder, recently promoted. General Spurgin is a native of Ken-

tucky, but was appointed from Indiana to the Military Academy July 1, 1858, and remained until March, 1861, when he went into active service as a first Heutenant in the Fifty-fourth Indiana Volunteers. He was mustered out of the volunteer service in 1865 as a captain, and entered the regular service the next year. He rose until made a colonel in 1391. He received several brevets for gallantry during the civil war, and in the Freedman's Bureau He was in the campaign against the Nez Perce and Bannock Indians, and for eighteen years was quartermaster and commissary at the Military Academy. He also served three months in the Philippines, and later was on recruiting duty. General Harbach was born in Pennsyl vania and entered the civil war as a sergeant of the First Iowa Infantry, May 1861. Seven months later he joined the regular service. He served v th the Army of the Potomac, but became ill and was made disbursing officer in 1863. He served on the frontier, and in the Spanish was was brevetted for galantry at El Caney in 1898. In 1899 he became a colonel.

Gen. Edward S. Bragg, of Wisconsin, TO OPEN FIRE ON mmander of the "Iron Brigade" during CARUPANO MAY 24 the civil war, and who has been nomi-

Venezuela Notifies Foreign Consuls of Intended Bombardment.

PARIS, May 19 .- A telegram from Por of Spain, Trindad, says the Venezuela government has notified the foreign con suls at Carupano that it intends to bom bard that seaport town again on May 24.

THE PRESIDENT GOING TO NEW YORK CITY

no information on the topic.

As he left the White House General Bragg met Archbishop Chapelle, of New Will Deliver an Address Before Presby-Orleans, who is Apostolic Delegate to Cuba and to Porto Rico. Archbishop Chapelle is soon to visit terian Mission Board.

these islands in his official capacity, out declared there were no ecclesiastical questions which need settlement at pres-ent. The Archbishop was created Apos-tolic Delegate to the Philippines after he President Roosevelt will leave Washing ton at noon tomorrow for New York, where he goes to deliver an address be fore the Presbyterian Board of Home Miswas appointed to that position in Cuba and Porto Rico. Archbishop Sbaretti has sions at Carnegie Hall. He will return home immediately afterwards.

KING TO START CHURCH REVOLUTION IN SPAIN

MINERS CAUG TBY AN AWFUL GAS EXPLOSION

Three Hundred Believed to UNION VETERAN UNION Have Perished in Shaft.

THE MINES ARE NOW BURNING

trance, Believed to Be the Only Survivor of Disaster in Coal Creek, Tenn.,

NASHVILLE, Tenn., May 19 .- A terrific gas explosion is reported to have oc curred at 8:40 o'clock this morning at Fratesville and Thistle coal lines in the Coal Creek district.

Three hundred miners were at work in the mines, and all are supposed to be lost. except John Morgan, who was blown out of the mouth of the mine.

The mines are now burning and smoke and flames are gushing from the entrances and the airshafts in the mountain

This is the first disaster in either of the mines, which were regarded as the safest in the district.

DOLLIVER'S CAUSTIC

Democratic Oratory Termed Thunderstorm of Words.

Sounded Loud, He Says, But Amounted to Little-Even Opponents Congratulate Him.

When the Philippine civil governmen bill was laid before the Senate Mr. Dolliver of Iowa delivered a ringing defense of the policy of the Administration in the Philippines, paying tribute to the valor f the American army in the archipelago.

The bill, he said, presented the most im ortant constructive work since the civil war, and yet not a single helpful suggestion had been made by the minority which had satisfied itself with a thunderstorm of words—a storm that sounded loud, but, in effect, amounted to little.

The lowa Senator eulogized the late President McKinley and declared the Philippine insurrection was now a thing of the past. In conclusion he declared that the American nation was more likely ceds back the valley of the Mississippi to the lawful heirs of Napoleon the Great than to leave the Philippine archipelago to be-come the prey of anarchy or the prize of

some European power. Mr. Dolliver's speech was one of the shortest so far delivered in the debate but made a strong impression on both Republicans and Democrats by its force and clearness and the characteristic cieverness of its phrases. He was congratulated by both Republicans and Democrats when he had concluded.

WRIT OF CERTIORARI GRANTED IN SUGAR CASE

Colonels Spurgin and Harbach Supreme Court Acts in Regard to Ru si in Tariff.

> of certiorari to the court of appeals of of those in front. the fourth circuit directing that the case of Downs vs. the United States, involving the countervailing duty on sugar imported from Russia, and a motion was then filed to advance the case for an early hearing at next term of court

On the motion to advance it is stated: On the motion to advance it is stated: "The courts below have decided that SENATE BILL FOR Russia pays a bounty on the export of sugar and that the Secretary of the Treasary was right in imposing under the autherity of section 5 of the present tariff act, a countervailing duty on sugar on its importation into this country. The Russian government claiming this to be a discrimination against Russian co has imposed the maximum tariff on American goods, thereby destroying the larger part of our trade with Russia and in flicting heavy losses on American manufacturers. Should this honorable court decide that the courts below were in error, the countervailing duty must be removed and this will re-establish with Russia the friendly trade relations formerly obtain-

"The decision of the courts below, that drawbacks are bounties within the meaning and scope of section 5, vitally affects the revenue system of the United States.

"The American Protective system is 31ectly concerned in the ruling that the application of a similar system by Russia constitutes bounty paying."

MAKING A TOUR OF AMERICA. Mr. A. Earle and Son, of London, Call on

the President.

Mr. A. Earle and his son Mr. Charles A. Earle, of London, were today presented to the President. These gentlemen are onnected with the firm of Mather & Crowther, Limited, one of the largest and best known advertising agencies in Euope. They are making a tour of the United States and expect to remain here for several months.

TO RETIRE STERNBERG AT ADVANCED RANK

In the Senate today a bill was passed for the retirement of Surgeon General Sternberg as a major general.

Asserted That Alfonso Intends to Drive Friars Out of Country.

COMING WITH G. A. R.

To Hold Its Raun on Here During Encampment.

Announcement Made This Morning by the Assistant Adjutant General of the Union.

The Union Veteran Union is arranging to hold their national encampment in this city next October at the same time as the Grand Army encampment, thus being enabled to avail themselves of the exception al concessions of the railroads. This fact was announced this morning by Assistant Adjutant General A. C. Hawley, of the Veteran Union, who was a caller at Encampment Headquarters, where he was in conference for some time with Secretary Barry Bulkley.

The announcement was received with much pleasure by the members of the executive committee and is but one of the many straws that are pointing to the coming encampment as one that will assemble in this city more people than have ever before looked to the National Capital for hospitality.

Secretary Bulkley and Dr. Franklin T. Howe, chairman of the committee on concerts, called on Dr. Lane, the principal of the Cent 1 High School, this morning, and secured his assurance that he would do all in his power to insure the success of the celebration of flag. day along with the Grand Army concert on June 14. There will be a drill of the High School Cadets as a feature of the entertainment. Dr. Howe is at work upon the details of the program and hopes to make it one of the most interesting that has ever hid for the patronage of the Washington public

There will be a meeting of the commite on literature for the encampment at acampment headquarters this afternoon at 4:30 o'clock. Tomorrow night the con mittee on printing and advertising and the committee on the reunion of the cav-alry corps of the military division will meet at the same place at 8 o'clock. the committ

PRESIDENT GIVEN ROCK

Philip Schuch, Jr., Brings It From Cripple Creek.

Tells the Story of the Supposed Attempt to Injure Colonel Roosevelt

in 1900.

The rock which was thrown at Presi-The rock which was thrown at President Roosevelt at Cripple Creek, Colo., during the Presidential campaign of 1900, was presented to him today by Philip Schuch, jr., a prominent mine owner of that region. It is a good-sized chunk of the color of the co that region. It is a good-sized chunk of gold ore which assays at a substantial figare. Incidentally Mr. Schuch related a ica forced the war; how, it is not underhitherto untold phase of the demonstration upon that occasion. "A man named Fowler threw this piece

of rock at the President," said Mr. Schuch, "but he intended no injury. He had wanted to present it to Colonel The Supreme Court today granted a writ to him. So he pitched it over the heads proffers us the extended hand. We, as

diately struck him. That's the way the in any demonstration of amity that the trouble started and immense political United States may suggest.' capital was made from the incident. "I afterward bought the rock. President seemed glad to receive it.'

NEW PATENT OFFICE

Mr. Daniel Introduces \$5,000,- No Bulletin Issued by the Ambassador's 000 Measure.

A bill providing for a new Patent Office building was introduced in the Senate this morning by Mr. Daniel of Virginia. The measure provides that a fireproof

ouilding "for the use and accommodation of the Patent Office of the United States, ncluding a hall of inventions," shall be erected east of the Capitol, between East Capitol and B Streets north and between First and Second Streets, the square directly north of the Congres-sional Library building.

A commission composed of the Secre-A commission composed of the Secretary of the Interior, the First Assistant Secretary, the Superintendent of the Congressional Library, and the Architect of the Capitol is given charge of the acquisition of the site and the construction of pared by the department, and is now in

fixed at \$650,000 and the commission is authorized to secure it by condemnation if it is unable to do so by purchase.

It is provided that the building shall be "as nearly as practicable similar in covernal appearance and dimensions to

external appearance and dimensions to the building of the Library of Congress."
One of its features is to be a great "Hall General regarding the other combinations of Inventions," for the display of the for the control of commerce and trade,

The entire cost of the building is not to least.

MR. HOAR TO SPEAK ON PHILIPPINE BILL

Mr. Hoar gave notice in the Senate to-day that on Thursday next, immediately after the routine business, he would address the Senate on the Philippine civil

THE VIEWS OF A CABINET MINISTER

Believes New Reign Will Be Beneficial in Getting Rid of Church Encumbrance.

TALK OF EUROPEAN ALLIANCE INDULGED IN

Spaniards Generally Resentful Toward America, But Willing to Forget War With the United States.

MADRID, May 19 .- Your correspondent was today granted an interview with the most prominent member of the present cabinet, who was virtual head of the Government during the recent illness of Premier Sagasta. This minister, discussing the politics of the new reign, said:

"The accession of Alfonso will undoubtedly benefit Spain by initiating a strong anti-clerical movement. Spain's internal troubles now are due to the prevalence of the friars and it has been decided to force them to leave the country.

"During the regency the opposition to the clerics has been weak because the Queen, as a woman, has bowed much before the Pope, and as a mother, was careful not to antagonize the friars too much,

fearing they might work harm to her son. "Now, it is different. Alfonso is masculine and strong-minded and he is resolved to rid Spain of its clerical encumbrance He will not stop at any length to accomplish this. If necessary he will openly defy the Vatican and place himself at the head of the army to do the work effectual-

Speaking of the foreign relations of Spain, the minister said:

"The most important thing for Spain is to form an alliance with some country of "Spain is now friendless and it will be

very unfortunate if she continues so much longer. There is talk of a Franco-Spanish alliance, and perhaps that will be sealed before long, if France has something to offer us in exchange for what we can offer her.

"America's Unfairness."

"If Spain had been allied with some great power four years ago, there would have been no war with America. United States would not have dared to face a strong coalition as she faced weak Spain. The feeling of resentment against America is now dying out, but we can never forget what we regard as Ameri-

stood. It is incomprehensible to us by what means irresponsible journals in the United States possess their power.

Willing to Forget. "However, the thing is over. Let us for-Roosevelt, but the crowd was so dense get it. We stand ready to renew friendhe could not get near enough to hand it ship with America whenever America the injured party, cannot take the in-"A man standing next to Fewler imme- itiative, but we will be glad to take part

> The minister, who was practically head of the government during the recent illness of Sagasta is Senor Moret, minister of the interior. It is probable that it was he who granted the foregoing interview.

LORD PAUNCEFOTE RESTS COMFORTABLY

Physicians Today.

It was stated at the British embassy this morning that Lord Pauncefote, the British ambassador, spent a very good night and was resting very comfortably. No bulletin was issued by his physicians this morning, and the indications point to his early convalenscence.

BEEF TRUST THE TOPIC.

Department of Justice Eagerly Awaiting Action of the Courts.

The beef trust hearing in Chicago topared by the department, and is now in the building.

The limit of the cost of the square is Chicago district, to whom the Attorney for the Chicago district, to whom the Attorney

models and designs of inventions and for their arrangement, as far as may be, so as to show their evolution and develop-the coal situation for the present at the coal situation for the present at

CROWNINSHIELD IN CHARGE.

Assumes Command of American Ships on European Station.

The Navy Department this afternoon received a cablegram from Rear Admiral Crowninshield, at Naples, stating that he today took command of the ships on the

CHANGE AS TO CONSTRUCTION OF WARSHIPS

Appropriation to Provide for the Building of Some Vessels

The House, in Committee of the Whole, | priating \$175,000 for the purpose of fitting today continued the consideration of the up yards for such work naval appropriation bill. A vote will be was to have three vessels instead of one reached and the bill will be passed this built in government yards. afternoon. Two important provisions of the bill were stricken out, the first, pro- point of order against the amendment. viding for 560 additional naval cadets. arguing that such an amendment could This provision went out on a point of or- not be added to a general appropriation

The committee also adopted the amendment repealing that section of the naval personnel bill which permits a naval officer to retire with one rank higher than 659,386. the grade held at the time of his retire-

and the paragraph was stricken from the and two gunboats of about 1,000 tons trial An amendment was adopted repealing the sections of the naval personnel bill that allowed an officer, before reaching

DEALERS WILL AGAIN RAISE PRICE OF COAL

pected in Few Days.

Secretary Easley Will Report to Senator Hanna on Situation at Hazleton as He Found It and Another Effort May Be

Made to Settle Strike.

NEW YORK, May 19 .- The representative of one of the large retail anthracite coal firms of this city said today that since the advance of \$1 a ton in the price of coal made last week, no further advance had been made, but that another was contemplated, to take effect probably

than 50 cents a ton.

Considerable speculation has been caused by the visit of Ralph M. Easley, secretary of the National Civic Federa tion, to President John Mitchell, of the United Mine Workers' of America, at Hazleton yesterday. Mr. Easley, when seen this morning, said:

idea of the situation and I shall make a written report to Senator Hanna. I shall attach to the report several recommenda-"The Civic Federation has not thrown up its hands simply because a strike has been declared. I went to the coal regions to see what we could do. I am not at liberty to make public either my summary of the situation or the recommendations which I will make. Senator Hanna will probably also draw his own conclu sions from my report. What action the

Civic Federation will take I do not know, and I would not tell if I knew." HAZLETON, Pa., May 19 .- The possibility of the 302,000 bituminous miners of the country joining the ranks of the 147,009 anthracite mine strikers, continues to buoy hope among many classes in this region that the fight will be short and that victory will reward. During this week on Tuesday, probably, the executive commi tee of anthracite districts No. 1, 9 and 7 are expected to meet at Wilkesbarre with President Mitchell to discuss a plan of ac tion to be enacted at the National Soft

Coal Unions. It has not yet been officially decided when or where the convention will b held. President Mitchell will leave fo Indianapolis the latter part of the week. This morning he said: "I am more than satisfied with the situation at this time. The miners are remaining quiet and are content to await developments. Our finances are in good condition. Generally, Pensacola, Fla., on charges of scandalous the miners have money laid aside which conduct, disobeying orders of superior will stand them in good stead. No appeal for financial aid is contemplated, for

The foreign miners and laborers today continued to mail their savings of the in his financial transactions as post past two years to Europe. Every train treasurer of the barracks, and also on carries hundreds of foreigners to cities his own account; that he had made a false East and West where they hope to secure employment. Many are leaving for Europe. The foreigners seem confident that the

none is necessary."

strike will continue for months and they refuse to remain idle. Thousands of additional railroad men, clerks, etc., were suspended by the railroad and coal companies this morning.

Retail merchants here and in other mining towns have posted notices that herecash basis only.

bi!1. Provisions of the Measure. The naval appropriation bill, withou the amendments, carried a total of \$77,

The bill, besides providing the money to run the naval establishment, carries certain legislation relative thereto which is of great general interest. departure from present conditions and a concession to the demands of the world new warships to be built, one shall be constructed at one of the Government

The purpose of Mr. Roberts' amendment

Mr. Adams of Pennsylvania made

The six new ships provided for are two displacement each. The complete cost of these ships will be approximately \$29,-

The bill has been amended in importan particulars by the House, at the instance of Representative Mudd of Maryland. It has decreed that at no time shall Mac lay's history, in which Admiral Schley Representative Roberts, a member of was referred to as a "caitiff" and a "coward," be used as a text-book at the Anment providing for the construction of one | napolis Naval Academy. The House voted battleship, one armored cruiser, and one this into the bill without a dissenting

CASE SUSTAINED Further Advance May Be Ex- Court-Martial That Tried Him Declared to Be Illegal.

DECISION IN DEMING

CIVIC FEDERATION ACTIVE JUSTICE PECKHAM'S OPINION The Contention That Officers of the Regular Army Cannot Sit in Judgment Upon Volunteers U, held-Action of the

Supreme Court,

The Deming court-martial case, involving the validity of the acts of courts-marial composed of regular army officers entirely, trying volunteer officers, was disposed of by the Supreme Court today. Deming was a captain in the volunteer rmy and pleaded guilty in San Francisco before such a court-martial to the charge temorrow. This advance may not be more of embezzling public funds, and was sentenced to the Leavenworth prison for three years, and to dismissal from the army.

abeas corpus, demanding his release upon the ground that such a court-martial was acompetent to try him, article 77 of the articles of war declaring that regular army officers could not be employed for trying "I went to Hazleton to get a thorough colunteer officers. The circuit court for the district of Kansas released Deming,

Recently Deming sued out a writ of

from the officials of the Department of War and Justice, appealed the case to the Supreme Court. Justice Peckham, announcing the decision, said: "We find that the court-martial in the case was wholly illegal and had no jurisdiction to try the case. Deming might take his remedy by habeas corpus and the

Chief Justice Fuller and Justice Mc-Kenna dissented; Just.ces Grav and Brown took no part in the decision, not having heard the argument.

Capt. Bertram S. Neumann, United States Marine Corps, has been dishonor ably discharged from the service, the order taking effect on Saturday last. On April 22 he was tried by court-martial at

statement when questioned, and had con-

FORT DE FRANCE, May 19 .- The British warship Indefatigable arrived here toafter business will be conducted on a day and landed supplies from Jamaica and

A LONG, HOT SESSION